



STEVE COOLEY
LOS ANGELES COUNTY DISTRICT ATTORNEY

18000 CLARA SHORTRIDGE FOLTZ CRIMINAL JUSTICE CENTER
210 WEST TEMPLE STREET LOS ANGELES, CA 90012-3210 (213) 974-3501

January 13, 2009

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, California 90012

Dear Supervisors:

**AUTHORIZE THE DISTRICT ATTORNEY TO ACCEPT SECOND YEAR
FEDERAL GRANT FUNDS FOR THE PROJECT SAFE NEIGHBORHOODS
(PSN) - GUN RESOURCE PROSECUTOR PROGRAM
(ALL DISTRICTS) (3 VOTES)**

SUBJECT

The Project Safe Neighborhoods – Gun Resource Prosecutor Grant supports expanded anti-gang prevention and enforcement efforts for the streets of Los Angeles. The District Attorney is requesting approval to accept grant funds in the amount of \$100,000 for the FY 2008-09, and obtain the Chairman's signature on the required grant form.

IT IS RECOMMENDED THAT YOUR BOARD:

1. Authorize the District Attorney, on behalf of the County of Los Angeles, to submit the necessary documents to the Office of Emergency Services (OES) to accept grant funds from the Department of Justice (DOJ) in the amount of \$100,000 for the period of October 1, 2008 to September 30, 2009. There is no required County match for this grant.
2. Request the Chairman of the Board to sign and affix wet signatures to the attached Certification of Assurance of Compliance Form, as required by OES to release grant funds.
3. Upon the release of grant funds by OES, authorize the District Attorney to accept Project Safe Neighborhoods (PSN) - Gun Resource Prosecutor grant funds on behalf of the County of Los Angeles.
4. Authorize the District Attorney, or his designee, to serve as the Project Director for the program, and to sign and approve any revisions to OES grant documents that do not increase the net County cost of the Program.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The Department of Justice (DOJ) awarded federal funds for the Project Safe Neighborhoods Program. On August 29, 2008, written proposals were submitted to the DOJ. A selection committee heard oral presentations on September 10, 2008 and allocated \$100,000 to the Los Angeles District Attorney's Office PSN – Gun Resource Prosecutor Program.

The District Attorney was awarded \$100,000 to coordinate efforts with the United States Attorney's Office (USAO) and the Department of Alcohol, Tobacco, Firearms and Explosives (ATFE) to identify, target, disrupt, arrest and prosecute the "worst of the worst" criminals responsible for violent crime in the targeted areas, through an integrated Federal, State, and local law enforcement strategy with the objective of removing crime guns and those who use them from the streets of Los Angeles.

OES serves as the DOJ's fiscal agent for this grant program and requires recipients to complete a Certification of Assurance of Compliance form, which includes details regarding a recipient's Equal Employment Opportunity Program, Drug Free Workplace Compliance, California Environmental Quality Act Compliance, Lobbying, Debarment and Suspension requirements, and Proof of Authority from the City Council/Governing Board. Grant recipients are required to submit the necessary assurances and documentation before the release of grant funds.

Board authorization to accept grant funds is requested in order to comply with County and OES requirements. The forms have been approved as to form by County Counsel.

Implementation of Strategic Plan Goals

The PSN – Gun Resource Prosecutor Program directly supports the District Attorney's core mission to vigorously prosecute felony criminals throughout the County of Los Angeles. Authorizing the District Attorney to accept PSN funds supports the County's Strategic Plan Goal No. 4, Fiscal Responsibility, by securing an available revenue source at the Federal level. It is also consistent with the County's Strategic Plan Goal No. 3, Organizational Effectiveness, to enhance organizational effectiveness across jurisdictional boundaries; Goal No. 5, Children and Families' Well-Being and Goal No. 8, Public Safety, by improving neighborhood safety in Los Angeles County.

FISCAL IMPACT/FINANCING

The Los Angeles County District Attorney's PSN – Gun Resource Prosecutor Program has been awarded Federal funds in the amount of \$100,000. This will fund 56% of the salary and employee benefits of one Deputy District Attorney III.

The total program cost is estimated at \$120,493. The department will absorb the remaining program cost of \$20,493. This is the second year grant award.

If funding for this program is terminated, an evaluation will be conducted by the department to determine whether the program will either be continued with costs being absorbed by the department, or discontinued with the reallocation of staff to vacant budgeted positions.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

The PSN - Gun Resource Prosecutor Program is part of a nationwide federal commitment to reduce gun-related crime by networking local programs and coordinating law enforcement efforts, with an emphasis on prevention, tactical intelligence gathering, more aggressive prosecution, and enhanced accountability. The goal of this program is to create safer neighborhoods by reducing gun violence and sustaining that reduction.

The DOJ is providing funding to combat gun violence in Los Angeles under the PSN Program. DOJ has dedicated funding to support expanded anti-gang prevention and enforcement efforts under the Project Safe Neighborhoods initiative in the Central District. This initiative is authorized by H.R. 2862, the Science, State, Justice, Commerce and Related Agencies Appropriations Act of 2006.

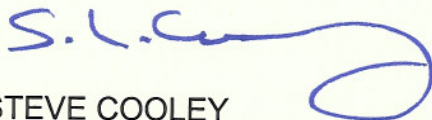
IMPACT ON CURRENT SERVICES (OR PROJECTS)

This program does not propose Attorney staff augmentation. Therefore, the District Attorney's Office is not subject to the Board motion of December 15, 1998, requiring clearance with the Alternate Public Defender, Probation, Public Defender and Sheriff Departments.

CONCLUSION

Following Board approval, the Executive Officer-Clerk of the Board is requested to return two copies of the adopted Board Letter and the OES Certification of Assurance of Compliance Form with a wet signature, to Ms. Patricia Boone, Grants Unit, Los Angeles County District Attorney's Office, 201 N. Figueroa Street, Suite 1300, California 90012. Any questions may be directed to Ms. Boone at (213) 202-7668.

Respectfully submitted,



STEVE COOLEY
District Attorney

Attachment

c: County Counsel
Chief Executive Office

CERTIFICATION OF ASSURANCE OF COMPLIANCE

I, STEVE COOLEY hereby certify that
(official authorized to sign grant award; same person as Section 12 on Grant Award Face Sheet)

RECIPIENT: COUNTY OF LOS ANGELES

IMPLEMENTING AGENCY: DISTRICT ATTORNEY'S OFFICE

PROJECT TITLE: PSN – GUN RESOURCE PROSECUTOR

is responsible for reviewing the *Grant Recipient Handbook* and adhering to all of the Grant Award Agreement requirements (state and/or federal) as directed by OES including, but not limited to, the following areas:

I. Equal Employment Opportunity – (2006 Recipient Handbook Section 2151)

It is the public policy of the State of California to promote equal employment opportunity by prohibiting discrimination or harassment in employment because of race, religious creed, color, national origin, ancestry, disability (mental and physical) including HIV and AIDS, medical condition (cancer and genetic characteristics), marital status, sex, sexual orientation, denial of family medical care leave, denial of pregnancy disability leave, or age (over 40). **OES-funded projects certify that they will comply with all state and federal requirements regarding equal employment opportunity, nondiscrimination and civil rights.**

Please provide the following information:

Equal Employment Opportunity Officer: JULIE DIXON SILVA

Title: CHIEF, EMPLOYEE RELATIONS DIVISION

Address: 201 N. FIGUEROA STREET, SUITE 1455, LOS ANGELES, CA 90012

Phone: (213) 202-7705

Email: jdsilva@da.lacounty.gov

II. Drug-Free Workplace Act of 1990 – (2006 Recipient Handbook, Section 2152)

The State of California requires that every person or organization awarded a grant or contract shall certify it will provide a drug-free workplace.

III. California Environmental Quality Act (CEQA) – (2006 Recipient Handbook, Section 2153)

The California Environmental Quality Act (CEQA) (*Public Resources Code, Section 21000 et seq.*) requires all OES funded projects to certify compliance with CEQA. Projects receiving funding must coordinate with their city or county planning agency to ensure that the project is in compliance with CEQA requirements.

IV. Lobbying – (2006 Recipient Handbook Section 2154)

OES grant funds, grant property, or grant funded positions shall not be used for any lobbying activities, including, but not limited to, being paid by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the making of any federal grant, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any federal grant or cooperative agreement.

V. Debarment and Suspension – (2006 Recipient Handbook Section 2155)

(This applies to federally funded grants only.)

OES-funded projects must certify that it and its principals are not presently debarred, suspended, proposed for debarment, declared ineligible, sentenced to a denial of federal benefits by a state or federal court, or voluntarily excluded from covered transactions by any federal department of agency.

VI. Proof of Authority from City Council/Governing Board

The above-named organization (applicant) accepts responsibility for and will comply with the requirement to obtain written authorization from the city council/governing board in support of this program. The applicant agrees to provide all matching funds required for said project (including any amendment thereof) under the Program and the funding terms and conditions of OES, and that any cash match will be appropriated as required. It is agreed that any liability arising out of the performance of this Grant Award Agreement, including civil court actions for damages, shall be the responsibility of the grant recipient and the authorizing agency. The State of California and OES disclaim responsibility of any such liability. Furthermore, it is also agreed that grant funds received from OES shall not be used to supplant expenditures controlled by the city council/governing board.

The applicant is required to obtain written authorization from the city council/governing board that the official executing this agreement is, in fact, authorized to do so. The applicant is also required to maintain said written authorization on file and readily available upon demand.

All appropriate documentation must be maintained on file by the project and available for OES or public scrutiny upon request. Failure to comply with these requirements may result in suspension of payments under the grant or termination of the grant or both and the Recipient may be ineligible for award of any future grants if the OES determines that any of the following has occurred: (1) the Recipient has made false certification, or (2) violates the certification by failing to carry out the requirements as noted above.

CERTIFICATION

I, the official named below, am the same individual authorized to sign the Grant Award Agreement [Section 12 on Grant Award Face Sheet], and hereby swear that I am duly authorized legally to bind the contractor or grant recipient to the above described certification. I am fully aware that this certification, executed on the date and in the county below, is made under penalty of perjury under the laws of the State of California.

Authorized Official's Signature: _____

STEVE COOLEY

Authorized Official's Typed Name: _____

Authorized Official's Title: DISTRICT ATTORNEY

Date Executed: _____

12/29/08

Federal ID Number: 95-6000927

Executed in the City/County of: LOS ANGELES

AUTHORIZED BY: *(not applicable to State agencies)*

- City/County Financial Officer or
- City Manager or
- Governing Board Chair

Signature: _____

Typed Name: _____

DON KNABE

Title: _____

CHAIRMAN, LOS ANGELES COUNTY BOARD OF SUPERVISORS



APPROVED AS TO FORM

BY: _____

DEPUTY